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April 9, 2001

**VIA FEDERAL EXPRESS/EMAIL**

Mary L. Cottrell, Secretary

Department of Telecommunications & Energy

Commonwealth of Massachusetts

One South Station, Second Floor

Boston, MA 02110

**Re: D.T.E. 01-31 Investigation of Price Cap Regulation for Verizon-Massachusetts  
Intrastate Retail Telecommunications Service**

Dear Ms. Cottrell:

Please accept for filing in the above-referenced proceeding the original and one copy each of the attached "Motion to Intervene of Network Plus, Inc." In addition, I have also included one extra copy of the enclosed documents. Kindly date stamp and return those copies for our files.

Very truly yours,

Kevin Hawley

cc: Michael Isenberg, Esq., Telecommunications Director

Attached Service List (w/enc.)

**DEPARTMENT OF TELECOMMUNICATIONS  
COMMONWEALTH OF MASSACHUSETTS**

**Investigation by the Department of )  
Telecommunications and Energy on its )  
own Motion into the Appropriate Regulatory )  
Plan to succeed Price Cap Regulation for ) D.T.E. 01-31  
Verizon New England, Inc. d/b/a Verizon )  
Massachusetts' intrastate retail )  
telecommunications services in the )  
Commonwealth of Massachusetts )**

**MOTION TO INTERVENE  
OF NETWORK PLUS, INC.**

Pursuant to 220 CMR § 1.03, Network Plus, Inc. ("Network Plus") hereby petitions for leave to intervene as a party in this docket. In support of its petition, Network Plus states as follows:

1. Network Plus is a CLEC authorized to provide facilities-based local exchange services in the Commonwealth. Network Plus' principal place of business is 234 Copeland Street, Quincy, Massachusetts, 02169.

2. Under Sections 251 and 252 of the Telecommunications Act of 1996, CLECs have a right to use Verizon-MA's transmission loops and other facilities to provide telecommunications service on rates, terms and conditions that are just and reasonable and nondiscriminatory. *See* 47 U.S.C. § 251(c)(2).

2. Network Plus has a substantial and specific interest in this proceeding sufficient to justify its intervention as of right. As a customer of Verizon-MA, with the right to use Verizon's local exchange facilities to provide retail telephone service, Network Plus is specifically and substantially affected by the rates Verizon-MA charges its retail customers, insofar as those prices may affect: (a) Network Plus's competitive position; and (b) Verizon-MA's ability and incentive to offer just and reasonable terms and conditions for interconnection and access by CLECs to Verizon-MA's local exchange network.

3. Network Plus is further interested in this proceeding to the extent it receives access charges from interexchange carriers.

## **CONCLUSION**

For the forgoing reasons, Network Plus respectfully requests that the Department grant it the right to intervene in this proceeding.

Respectfully submitted.

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**Counsel for Network Plus, Inc.**

Dated: April 9, 2001

**CERTIFICATE OF SERVICE**

I hereby certify that on this 9th April, 2001, copies of the foregoing **MOTION TO INTERVENE OF NETWORK PLUS, INC.; Docket No. 01-31**, were sent via First-Class mail, U.S. postage prepaid or Federal Express (where indicated) to the parties on the attached service list.

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Sonja Sykes-Minor

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